

Message Text

UNCLASSIFIED

PAGE 01 PARIS 28610 01 OF 02 281807Z
ACTION EUR-12

INFO OCT-01 ISO-00 AID-05 CEA-01 CIAE-00 COME-00 EB-08
EA-12 FRB-01 INR-10 IO-14 NEA-10 NSAE-00 ICA-20
OPIC-06 SP-02 TRSE-00 LAB-04 SIL-01 AGRE-00
OMB-01 SS-15 JUSE-00 OIC-02 L-03 /128 W
-----127444 281817Z /53

R 281744Z AUG 78
FM AMEMBASSY PARIS
TO SECSTATE WASHDC 6600

UNCLAS SECTION 01 OF 02 PARIS 28610

USOECD

PASS EB/BP; COMMERCE AND JUSTICE

E.O. 11652: N/A
TAGS: OCON, TGEN, OECD
SUBJECT: MEETING OF AD HOC GROUP ON CODE OF CONDUCT
ON TRANSFER OF TECHNOLOGY, SEPTEMBER 19-21, 1978

1. DRAFT AGENDA WITH ANNOTATIONS (DSTI/SPR/78.32) FOR
SUBJECT MEETING RECENTLY ISSUED BY SECRETARIAT. MEETING
WILL NOT REPEAT NOT BE HELD AT OECD HEADQUARTERS, BUT AT
EUROPEAN OFFICE OF IMF, 64-66 AVENUE D'ENNA, PARIS L6.
AGENDA TOGETHER WITH ANNOTATIONS FOLLOWS:

2. DRAFT AGENDA FOR THE FIRST MEETING

(L) ELECTION OF THE CHAIRMAN

(2) ADOPTION OF THE AGENDA

(3) ORGANISATION OF THE UN CONFERENCE ON AN INTERNA-
TIONAL CODE OF CONDUCT ON TRANSFER OF TECHNOLOGY

UNCLASSIFIED

UNCLASSIFIED

PAGE 02 PARIS 28610 01 OF 02 281807Z

(4) SUBSTANTIVE QUESTIONS FOR DISCUSSION

(5) OTHER BUSINESS

3. NOTES ON THE AGENDA

(L) ELECTION OF THE CHAIRMAN

DELEGATES WILL RECALL THAT THIS GROUP, WHOSE WORK FOLLOWS UP THAT OF THE AD HOC POLICY GROUP ON MULTINATIONAL ENTERPRISES, IS MEETING FOR THE FIRST TIME AND WILL HAVE TO APPOINT ITS CHAIRMAN AND POSSIBLY A VICE-CHAIRMAN.

(3) ORGANISATION OF THE UN CONFERENCE

DELEGATES WILL NO DOUBT WISH TO EXCHANGE VIEWS ON THE DISCUSSIONS TO TAKE PLACE IN GENEVA ON 29TH AND 30TH AUGUST, 1978, IN CONNECTION WITH THE 8TH MEETING OF THE UNCTAD TRADE AND DEVELOPMENT BOARD (29TH AUGUST - 15TH SEPTEMBER 1978) ON QUESTIONS OF PROCEDURE AND THE ORGANISATION OF THE CONFERENCE.

THEY WILL PROBABLY WISH TO DISCUSS THE IMPLICATIONS OF THE AGREEMENTS REACHED ON THAT OCCASION, IN PARTICULAR CONCERNING THE ORGANISATION OF GROUP B, ITS METHODS OF WORK, THE PROCEDURE FOR PARTICIPATION BY THE OECD SECRETARIAT, ETC.

(4) SUBSTANTIVE QUESTIONS

A GREAT MANY QUESTIONS OF SUBSTANCE ARE STILL UNCLASSIFIED

UNCLASSIFIED

PAGE 03 PARIS 28610 01 OF 02 281807Z

UNDER DISCUSSION. SOME OF THEM WERE SUGGESTED BY GROUP B AT THE LAST MEETING IN GENEVA FOR INCLUSION IN THE AGENDA FOR THE PRESENT MEETING OF THE AD HOC GROUP, I.E.:

(A) LEGAL NATURE OF THE CODE.

HOW DOES THE PROBLEM STAND ON THE EVE OF THE CONFERENCE, HOW SHOULD IT BE TACKLED, WHEN, ETC.? IN THIS CONNECTION, MEMBERS OF THE GROUP WILL PERHAPS WISH TO DISCUSS THE PROBLEM OF THE "MACHINERY FOR IMPLEMENTATION" (SEE SWEDISH TEXT OF 19TH JUNE 1978).

(B) GENERAL BALANCE OF THE CODE AND INTERNAL CONSISTANCY.

HAVE THE GROUP OF EXPERTS' DISCUSSIONS ENABLED SATISFACTORY BALANCE TO BE ESTABLISHED BETWEEN THE DIFFERENT CHAPTERS OF THE CODE? IF NOT, WHAT SORT OF BALANCE SHOULD BE

UNCLASSIFIED

NNN

UNCLASSIFIED

PAGE 01 PARIS 28610 02 OF 02 281805Z
ACTION EUR-12

INFO OCT-01 ISO-00 AID-05 CEA-01 CIAE-00 COME-00 EB-08
EA-12 FRB-01 INR-10 IO-14 NEA-10 NSAE-00 ICA-20
OPIC-06 SP-02 TRSE-00 LAB-04 SIL-01 AGRE-00
OMB-01 SS-15 JUSE-00 OIC-02 L-03 /128 W
-----127439 281816Z /53

R 281744Z AUG 78
FM AMEMBASSY PARIS
TO SECSTATE WASHDC 6601

UNCLAS SECTION 02 OF 02 PARIS 28610

USOECD

ACHIEVED?

THE MEMBERS OF THE GROUP WILL PERHAPS WISH
TO CONSIDER THE RELATIONSHIPS BETWEEN DI-
FERENT CHAPTERS OF THE CODE:

(I) PLACING OF DIFFERENT CONCEPTS: FOR
EXAMPLE, PRINCIPLE OF THE UNIVERSALITY
OF THE CODE, INDUSTRIAL PROPERTY RIGHTS,
CONSIDDERATION OF ECONOMIC AND SOCIAL
DDEVELOPMENT, WHICH FIGURE BOTH IN THE
CHAPTER ON PRINCIPLES AND OBJECTIVES
AND IN OTHER CHAPTERS OF THE CODE SUCH
AS DEFINITIONS, NATIONAL REGULATIONS,
RESPONSIBILITIES AND GUARANTEES;

(II) PROBLEM OF HARMONISATION IN THE USE OF
THE DIFFERENT CONCEPTS: E.G. LINKS
BETWEEN THE "CHAPEAU" FOR THE CHAPTER
ON RESTRICTIVE BUSINESS PRACTICES AND
THE DEFINITION OF INTERNATIONAL TRANSFER
OF TECHNOLOGY; PRINCIPLE OF NON-DISCRI-

UNCLASSIFIED

UNCLASSIFIED

PAGE 02 PARIS 28610 02 OF 02 281805Z

MINATION (SEE NATIONAL REGULATIONS: 3.2.
C AND SPECIAL TREATMENT: 6.4).

(C) QUESTIONS CONCERNING DIFFERENT CHAPTERS:

FOR EXAMPLE:

- DEFINITIONS: QUESTION OF THE BALANCE
WHICH SHOULD BE ESTABLISHED BETWEEN THE
PART DEALING WITH DEFINITIONS AND THAT
DEALING WITH THE SCOPE OF APPLICATION
(TEXT BY THE CHAIRMAN OF WGI: TD/AC.1/
WG1/CRP.20).
- APPLICABLE LAW AND SETTLEMENT OF DISPUTES:
TEXTS SUBMITTED: INFORMAL PROPOSAL BY
GROUP B OF 4TH JULY 1978 AND TEXT BY THE
GROUP OF 77 OF 6TH JULY 1978. SHOULD THE
GROUP B TEXT BE RETAINED IN ITS PRESENT
FORM?

RYAN

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: MEETINGS
Control Number: n/a
Copy: SINGLE
Draft Date: 28 aug 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 jan 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978PARIS28610
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780351-0431
Format: TEL
From: PARIS USOECD
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780817/aaaaaohc.tel
Line Count: 188
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: b514f25a-c288-dd11-92da-001cc4696bcc
Office: ACTION EUR
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 4
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 29 mar 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: N/A
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 1602379
Secure: OPEN
Status: NATIVE
Subject: MEETING OF AD HOC GROUP ON CODE OF CONDUCT ON TRANSFER OF TECHNOLOGY, SEPTEMBER 19-21, 1978
TAGS: OCON, TGEN, OECD
To: STATE
Type: TE
vdkgvwkey: odhc://SAS/SAS.dbo.SAS_Docs/b514f25a-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014